

## **MINUTES**

### **MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION**

**Call to Order:** Chair Dee Brown, on March 22, 2017 at 3:00 PM, in Room 335 Capitol

#### **ROLL CALL**

##### **Members Present:**

Sen. Dee Brown, Chair (R)  
Sen. Douglas (Doug) Kary, Vice Chair (R)  
Sen. Sue Malek (D)  
Sen. Frank Smith (D)  
Sen. Nels Swandal (R)  
Sen. Gordon Vance (R)  
Sen. Lea Whitford (D)

**Members Excused:** Sen. Ryan Osmundson (R)

**Members Absent:** None

**Staff Present:** Barbara Pietuch, Committee Secretary  
Rachel Weiss, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 401, 3/13/2017; HB 406, 3/13/2017; HB 514, 3/13/2017; SB 352, 3/13/2017

Executive Action: HB 333 - Be Concurred In

00:00:01 Chair Brown

**EXECUTIVE ACTION ON HB 333**

00:00:47 **Motion:** Sen. Kary moved that **HB 333 BE CONCURRED IN.**

**Discussion:**

00:00:57 Chair Brown

00:01:37 **Motion:** Sen. D. Brown moved that **HB 333 BE AMENDED.**  
**EXHIBIT**(sts59a01)

**Discussion:**

00:01:42 Chair Brown

00:02:50 Sen. Swandal

00:02:54 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

00:03:14 **Motion:** Sen. Kary moved that **HB 333 BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:03:20 Chair Brown

00:03:29 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy. Sen. Olszewski will carry the bill.

00:04:58 Chair Brown

**HEARING ON HB 401**

**Opening Statement by Sponsor:**

00:06:19 Rep. Derek Skees (R), HD 11, opened the hearing on HB 401, Revise local gov't and school district campaign reporting laws.

**EXHIBIT**(sts59a02)

**Proponents' Testimony:** None

**Opponents' Testimony:**

00:11:47 Jonathan Motl, commissioner, Office of the Commissioner of Political Practices (COPP)

**EXHIBIT**(sts59a03)

00:17:08 Bob Vogel, lobbyist, Montana School Board Association; Montana Rural Education Association

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:22:06 Sen. Swandal  
 00:22:16 Rep. Skees  
 00:23:26 Chair Brown  
 00:23:51 Mr. Motl, COPP  
 00:24:30 Chair Brown  
 00:24:52 Mr. Motl  
 00:25:18 Chair Brown  
 00:25:55 Mr. Motl

**Closing by Sponsor:**

00:26:43 Rep. Skees  
 00:28:56 Chair Brown

**HEARING ON HB 514**

**Opening Statement by Sponsor:**

00:29:21 Rep. Bridget Smith (D), HD 31, opened the hearing on HB 514, Rename school commemoration of Columbus Day to Montana Heritage Day.

[\*\*EXHIBIT\*\*](#)(sts59a04)

**Proponents' Testimony:**

00:35:09 Morgan Smith, organizing director, Montana Education Association - Montana Federation of Teachers (MEA-MFT)  
 00:35:54 Rep. Rae Peppers, HD 41, self  
 00:37:09 Carol Eve Moon, self  
 00:39:04 Leanne Markovics, self  
 00:39:57 Bridget Downey, self

**Opponents' Testimony:**

00:40:56 Kristen Ruppel, self  
 00:43:08 Judith Heilman, executive director, The Montana Racial Equity Project

[\*\*EXHIBIT\*\*](#)(sts59a05)

00:45:02 Crystal Alegria, co-director, The Extreme History Project  
 00:48:31 SK Rossi, director of Advocacy and Public Policy, ACLU of Montana  
 00:50:08 Marsha Small, representing the Indigenous Peoples' Day Coalition (IPD)  
 00:51:39 Allen Cormany, state secretary, Knights of Columbus (KOC)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:54:29 Sen. Whitford  
 00:55:02 Rep. Smith  
 00:55:39 Sen. Whitford  
 00:56:24 Rep. Smith  
 00:57:07 Chair Brown  
 00:57:31 Sen. Smith  
 00:58:09 Mr. Cormany, KOC  
 00:59:02 Sen. Whitford  
 00:59:24 Mr. Cormany  
 01:00:22 Sen. Whitford  
 01:00:30 Mr. Cormany  
 01:01:10 Sen. Whitford  
 01:01:38 Ms. Ruppel, self  
 01:01:43 Sen. Whitford  
 01:02:14 Ms. Ruppel  
 01:03:04 Sen. Whitford  
 01:03:24 Ms. Small, IPD  
 01:04:25 Chair Brown  
 01:04:54 Ms. Small  
 01:05:35 Chair Brown  
 01:05:42 Sen. Malek  
 01:06:33 Rep. Smith  
 01:07:11 Sen. Malek  
 01:07:45 Rep. Smith  
 01:08:04 Sen. Malek  
 01:08:37 Rep. Smith  
 01:09:17 Chair Brown

**Closing by Sponsor:**

01:09:48 Rep. Smith

**HEARING ON HB 406**

**Opening Statement by Sponsor:**

01:14:23 Rep. Greg Hertz (R), HD 12, opened the hearing on HB 406, Prohibit former comm. of pol. practices from performing certain work for office.

**Proponents' Testimony:** None

**Opponents' Testimony:**

01:18:33 Jonathan Motl, commissioner, Office of the Commissioner of Political Practices (COPP)

[\*\*EXHIBIT\*\*](#)(sts59a06)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:27:38 Sen. Malek  
 01:28:11 Rep. Hertz  
 01:29:04 Sen. Malek  
 01:29:57 Rep. Hertz  
 01:30:27 Sen. Malek  
 01:31:21 Rep. Hertz  
 01:31:43 Sen. Whitford  
 01:32:10 Mr. Motl, COPP  
 01:34:20 Sen. Whitford  
 01:35:23 Rep. Hertz  
 01:36:10 Sen. Whitford  
 01:36:53 Rep. Hertz  
 01:37:50 Sen. Smith  
 01:38:19 Mr. Motl

**Closing by Sponsor:**

01:39:28 Rep. Hertz

**HEARING ON SB 352**

**Opening Statement by Sponsor:**

01:40:35 Sen. Albert Olszewski (R), SD 6, opened the hearing on SB 352, Referendum on prohibition of ballot collection by certain individuals.

[EXHIBIT\(sts59a07\)](#)

**Proponents' Testimony:** None

**Opponents' Testimony:**

01:42:38 SK Rossi, director of Advocacy and Public Policy, ACLU of Montana  
 01:46:01 Audrey McCue, elections supervisor, Lewis & Clark County (LCC)

[EXHIBIT\(sts59a08\)](#)

01:50:52 Katy Westhoff, campus organizer, Montana Public Interest Research Group  
 01:53:36 Jordan Thompson, attorney, Confederated Salish and Kootenai Tribes  
 01:55:07 Jules Shindel, organizing director, Montana Women Vote & Montana Human Rights Network (MHRN)  
 01:57:16 Chair Brown  
 01:57:23 Ms. Shindel, MHRN  
 01:57:52 Chair Brown  
 01:58:03 Ms. Shindel  
 01:58:35 Sen. Kary  
 01:58:54 Ms. Shindel  
 01:59:11 Sen. Kary  
 01:59:23 Ms. Shindel  
 01:59:43 Judith Heilman, executive director, The Montana Racial Equity Project

02:01:54 Andy Bixler, lobbyist, Montana Associated Students

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

02:03:52	Sen. Whitford
02:05:38	Sen. Olszewski
02:06:28	Sen. Whitford
02:06:50	Ms. McCue, LCC
02:07:22	Sen. Whitford
02:07:47	Ms. McCue
02:08:20	Chair Brown
02:08:43	Ms. McCue
02:09:47	Chair Brown
02:09:56	Sen. Malek
02:10:32	Ms. McCue
02:11:38	Chair Brown
02:11:44	Sen. Malek
02:12:17	Ms. McCue
02:12:26	Sen. Malek
02:12:54	Sen. Olszewski
02:13:20	Sen. Malek
02:13:28	Sen. Olszewski
02:13:47	Sen. Whitford
02:14:55	Sen. Olszewski
02:15:48	Sen. Whitford
02:16:42	Sen. Olszewski
02:17:10	Sen. Smith
02:17:46	Sen. Olszewski
02:18:00	Sen. Smith
02:18:31	Sen. Olszewski
02:19:33	Sen. Smith
02:19:55	Sen. Olszewski
02:20:37	Sen. Smith
02:21:00	Sen. Olszewski
02:21:16	Sen. Kary
02:21:31	Sen. Olszewski
02:21:36	Sen. Kary
02:22:27	Sen. Olszewski
02:22:50	Sen. Kary
02:23:17	Ms. McCue
02:23:43	Sen. Kary
02:24:03	Ms. McCue
02:24:36	Sen. Malek
02:25:19	Ms. McCue
02:25:48	Sen. Malek
02:25:57	Ms. McCue
02:26:17	Sen. Malek
02:27:22	Sen. Olszewski

02:28:10 Sen. Malek  
02:28:39 Sen. Olszewski

**Closing by Sponsor:**

02:29:07 Sen. Olszewski  
02:32:15 Chair Brown

**ADJOURNMENT**

Adjournment: 5:35 PM

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Barbara Pietuch, Secretary

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Additional Documents:

**EXHIBIT([sts59aad.pdf](#))**